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[Approving Settlement of Claims Against Pacific Bell]

Resolution authorizing settlement of 14 claims against Pacific Bell in the amount of \$825,000 for overcharges between September 1987 and February 1998.

WHEREAS, Pacific Bell has provided a variety of telecommunications services to the City for many years and has billed the City regularly for these services; and

WHEREAS, A dispute arose between Pacific Bell and the City relating to billing for certain services between 1987 and 1998; and,

WHEREAS, As a result of investigations undertaken by the City commencing in 1996, the City submitted fourteen separate claims to Pacific Bell concerning alleged billing errors or overcharges on the City's account, which claims were identified as W1520, W1521, W1528, W1531, W1532, W1533, W1534, W1535, W1536, W1537, W1547, W1551, W1552, and W1568 ("Claims"); and

WHEREAS, the Claims were initially identified by an auditor working on behalf of DTIS, TSL Services, who recommended in 1998 that the City approve a settlement in the amount of approximately \$440,000; and

WHEREAS, working with DTIS, the City Attorney's office further evaluated the claims identified by TSL Services and, based on that evaluation, negotiated an agreement with Pacific Bell to settle the claims for \$825,000; and

WHEREAS, The Department of Telecommunications and Information Services now recommends settling the Claims pursuant to the "Settlement Agreement and Release Between the City and County of San Francisco and Pacific Bell" on file with the Clerk of the Board of Supervisors in File No. 002112 ("Settlement Agreement"), which is hereby declared to be a part of this resolution as if set forth fully herein; now, therefore, be it

1 RESOLVED, That the City Attorney is hereby authorized to settle the Claims pursuant
2 to the Settlement Agreement by receiving \$825,000 from Pacific Bell in a single payment to be
3 made within 15 business days after approval of this resolution by the Board of Supervisors.

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Resolution

File Number: 002112

Date Passed:


Resolution authorizing settlement of 14 claims against Pacific Bell in the amount of \$825,000 for overcharges between September 1987 and February 1998.

January 2, 2001 Board of Supervisors — ADOPTED

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Absent: 2 - Brown, Yee

File No. 002112

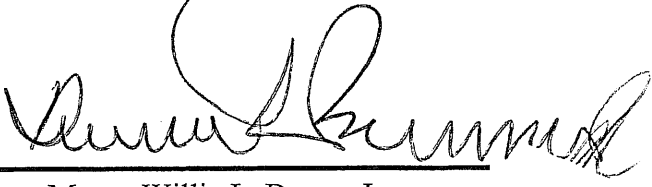
I hereby certify that the foregoing Resolution was ADOPTED on January 2, 2001 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

JAN 12 2001

Date Approved



Mayor Willie L. Brown Jr.